

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK

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IN RE

Marc R. Gillespie,  
dba Mark R. Gillespie, Financial Planner

Case No. 05-23939  
Chapter 7

Debtor.

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ORDER

WARREN H. HEILBRONNER, Chapter 7 Trustee of the above-named debtor having moved by Notice dated July 12, 2006 for an Order approving the proposed settlement agreement in a class action against Allmerica Financial Life Ins. Co. and others in which debtor is a member of the class, which action was commenced prior to the commencement of this case, and said Notice of Motion having been served upon all parties interested in this proceeding and this matter having come before this Court on the 9th day of August, 2006, and no one having appeared in opposition to the motion, it is

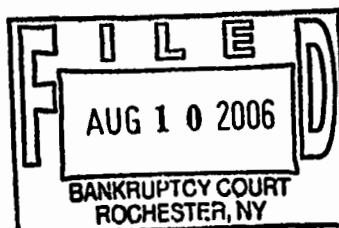
ORDERED that the Stipulation of Settlement by and between Donald P. Speakman, Stephen H. Wedel and Mark L. Robare, individually and as representatives of others similarly situated, on the one hand, and Allmerica Financial Life Insurance and Annuity Company, The Hanover Insurance Group, Inc., formerly known as Allmerica Financial Corporation, and First Allmerica Financial Life Insurance Company, on the other hand, ("Proposed Settlement") is hereby approved in all respects with respect to Marc R. Gillespie dba Marc R. Gillespie, Financial Planner, and all the terms of the Proposed Settlement are incorporated and apply as to Marc R. Gillespie, debtor, who is a member of the Class as defined in the Proposed Settlement; and it is further

ORDERED, that the Trustee is authorized to execute all documents necessary to effectuate the settlement on behalf of the debtor; and it is further

ORDERED, that all proceeds from the settlement which are due to the debtor shall be paid to Warren H. Heilbronner as his Trustee.

Dated: 8/10, 2006  
Rochester, New York

  
Bankruptcy Judge



EXHIBIT  


CERTIFIED COPY  
ATTEST: A TRUE COPY  
PAUL R. WARREN  
Clerk of the Court

By Ginny Wheeler  
Deputy Clerk  
Original Filed 8/10/06